IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No. 30627 of 1997

Between:

Sri Venkata Kanaka Durga Chemical Works, Rep. by its Manager, Sri Mullapudi Singaiah, Kondakavuru Village, Narasaraopet Mandal,

Guntur District, A.P.,

..... PETITIONER

AND

M/s Singereni Colleries Company Ltd., Rep.by its Chairman.
P.B.No.18,Khairatabad, Meher Manzil, Red Hills,
Hyderabad. .....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, direction or directions, declaring the action of the respondent in charging 20% additional price under clause 10 of the price Notification No.3/96-97,dt.14-3-97 from the petitioners as illegal, arbitrary, discriminatory and also violative of Articles 14 & 19(1) (g) of the Constitution of India and to restrain the respondent form charging any; additional price on the supplies of Coal made to the petitioners in pursuance to the clause 10 of the said notification and also to issue a direction to the respondent to refund the additional price collected from the petitioners under the said notification on the supplies of Coal made so far.

Counsel for the Petitioner:MR.V.GOWRI SHANKARA RAO

Counsel for the Respondent No.: MR.K.SRINIVASAMURTHY

The Court made the following :

ORDER:

Learned counsel for the petitioner submits that no cause survives in this writ petition and it has become infructuous.

Recording the submissions made by the learned counsel for the petitioner, this Writ Petition is dismissed as having become infructuous. No order as to costs.

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N.V.RAMANA, J

Date: 5.4.2005

DA/SVV

To

1. The Chairman, M/s Singereni Colleries Company Ltd., P.B.No.18,Khairatabad, Meher Manzil, Red Hills, Hyderabad.
2. Two CD copies.